

ORIGINAL

AO 440 (Rev. 8/01) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

Southern

District of

New York

FORTRESS CREDIT OPPORTUNITIES I, LP and  
FORTRESS CREDIT OPPORTUNITIES II, LP

## SUMMONS IN A CIVIL ACTION

V.

WAYNE C. COLEMAN, THE ROYALTY  
COMPLIANCE ORGANIZATION and MOSS  
ADAMS LLPCASE NUMBER  
**07 CIV 7369****JUDGE BAER**

TO: (Name and address of Defendant)

Moss Adams LLP  
999 Third Avenue, Suite 3300  
Seattle, WA 98104The Royalty Compliance Organization  
1288 Jungermann Road, Suite A  
St. Peters, MO 63376Wayne C. Coleman  
1288 Jungermann Road, Suite A  
St. Peters, MO 63376

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Michael C. Harwood  
Kasowitz, Benson, Torres & Friedman LLP  
1633 Broadway  
New York, NY 10019

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

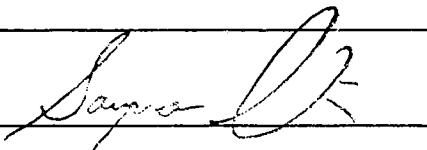
J. MICHAEL McMAHON

AUG 17 2007

CLERK

DATE

(By) DEPUTY CLERK



## RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE
NAME OF SERVER (PRINT)	TITLE

Check one box below to indicate appropriate method of service

Served personally upon the defendant. Place where served:

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:

Returned unexecuted:

Other (specify):

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
Date \_\_\_\_\_

*Signature of Server*

*Address of Server*

8/21/2007  
 Service Accepted &  
 Acknowledged  
 on behalf of Defendant  
 Moss Adams LLP  
 by Thomas R. Manisero (TRM. 8548)  
 Wilson, Elser, Moskowitz, Edelman  
 & Dicker LLP  
*Howard Glavin*

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

## **Wilson Elser**

Wilson Elser Moskowitz Edelman & Dicker LLP

### **Thomas R. Manisero**

Attorney at Law

150 East 42nd Street	3 Gannett Drive
New York, NY 10017-5639	White Plains, NY 10604-3407
p 212.490.3000	p 914.323.7000
f 212.490.3038	f 914.323.7001
thomas.manisero@wilsonelser.com	

[wilsonelser.com](http://wilsonelser.com)